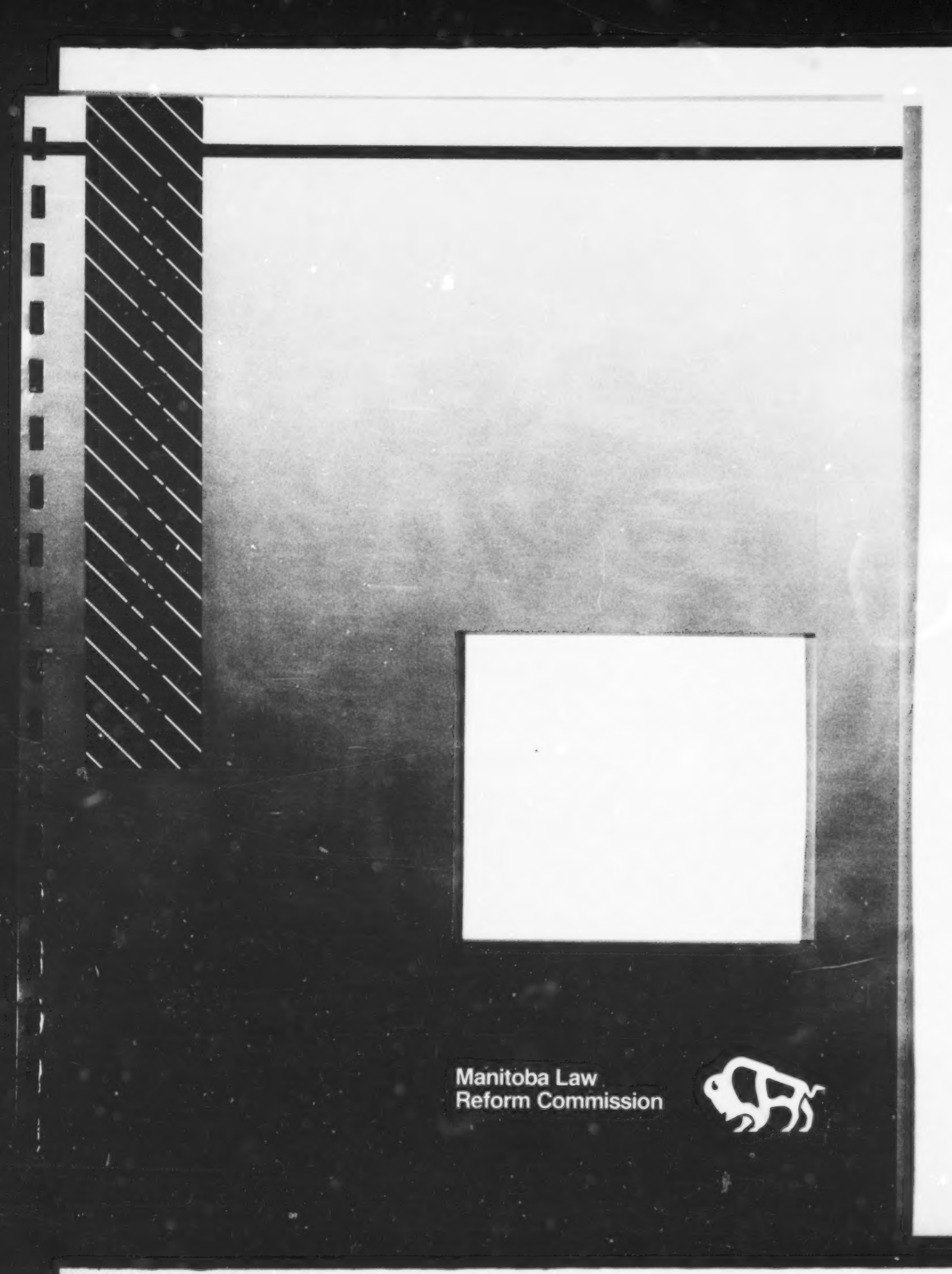
Manitoba Law
Reform Commission

LAW REFORM COMMISSION

MANITOBA

COMMISSION DE RÉFORME DU DROIT

SIXTEENTH ANNUAL REPORT

1986/1987

LAW REFORM COMMISSION

MANITOBA

COMMISSION DE RÉFORME DU DROIT

April 13, 1987

Hon. Roland Penner, Q.C.
Attorney-General of Manitoba
104 Legislative Building
Winnipeg, Manitoba
R3C 0V8

Dear Mr. Attorney:

In accordance with section 5(2) of *The Law Reform Commission Act*, we submit herewith the 16th Annual Report of the Manitoba Law Reform Commission for the period April 1, 1986 to March 31, 1987.

Yours respectfully

Knox B. Foster, Q.C.
Lee Gibson
John C. Irvine
Gerald O. Jewers, J.

INTRODUCTION

The Manitoba Law Reform Commission was established by *The Law Reform Commission Act* to which royal assent was accorded on July 21, 1970 and which came into force on October 1, 1970. The statute, as amended in 1984, provides for the Commission to be composed of not more than seven members appointed by the Lieutenant Governor in Council on the recommendation of the minister charged with the administration of the Act. In recent years, the membership of the Commission has been limited to five. The Hon. the Attorney General has been the designated minister from the beginning.

It was with a great deal of regret that the Commission learned of Prof. Clifford H.C. Edwards' resignation as Chairman, effective December 31, 1986. Professor Edwards joined the Commission as a part-time Commissioner in January, 1979 while still Dean of the Faculty of Law, University of Manitoba. He was appointed to the full-time position of Chairman in July 1979 and served throughout with great distinction. He now returns to teaching at the University of Manitoba. The Commission will surely miss Professor Edwards' wise guidance and his devotion to the cause of law reform.

To date, no appointment of a new Chairman has been made. With the reduction in size of the Commission from seven to five members, this has placed the Commission in a much more tenuous position, especially with respect to scheduling of and attendance at meetings.

THE COMMISSION'S MANDATE

The Manitoba Law Reform Commission is a continuing organization whose objects are set out in *The Law Reform Commission Act*. The Commission's duties are to inquire into and consider any matter relating to law in Manitoba with a view to making recommendations for the improvement, modernization and reform of law, including the removal of provisions which are outdated or inconsistent, the maintenance and improvement of the

administration of justice, the review of judicial and quasi-judicial procedures under any Act and the development of new approaches to and new concepts of law in keeping with and responsive to the changing needs of society and of individual members of that society.

The Commission is also required by statute to report from time to time to the minister and to make an annual report on its activities.

In the performance of these duties, the Commission institutes and directs research of a legal nature, including studies and research relating to the laws and legal systems and institutions of other jurisdictions in Canada and elsewhere. The Commission may also receive and consider any proposals for the reform of the law that may be made or referred to it by any body or person and may undertake studies as joint projects with other commissions, agencies or organizations in Canada with the approval of the minister. The minister, however, may assign priority to any project(s) referred to the Commission.

OPERATIONAL OBSERVATIONS

Meetings

The Commission held 18 formal meetings. The minimum statutory requirement is four meetings.

The members also met on several occasions with the Minister and the Deputy Minister to discuss budgetary and administrative matters.

Budget

During the past year, the Commisson's budget has been in a state of flux. With the establishment of the Law Foundation of Manitoba, the funding source of the Commission was changed to include grants from the Foundation. The Agreement between the Government and the Law Society of Manitoba which resulted in the legislation establishing the Law Foundation provides that the

Commission is to receive $100,000 per annum for three years commencing with the 1986/87 fiscal year. The Commission was given to understand that the amount of funding received from the government would only be partially reduced and that, in effect, the budget of the Commission would increase through the provision of additional funds for outside consultants. Unfortunately, no additional funds were received for the 1986/87 fiscal year. However, we have been assured that this matter will be corrected and that the Commission will, indeed, receive additional funds during the 1987/88 fiscal year.

Library

We note with regret that the Commission's budget for the purchase of books and periodicals was eliminated due to a new policy of centralizing the library services of the Attorney-General's Department. We now receive only one legal publication, the Dominion Law Reports. Although we are aware that a study of the needs of the various users of the libraries of the Attorney-General's Department has been undertaken and that measures may be taken to compensate for our loss, the present situation is most difficult. The lack of current materials in the Commission's library makes keeping up with new developments in the law and performing legal research a more difficult, inconvenient and time-consuming task.

Other than the DLRs, our present acquisitions consist of complimentary copies of reports from other law reform agencies in the Commonwealth, for which we are grateful.

Completed Projects

Formal reports

The following formal Reports were submitted to the Attorney-General:

#67 - Sections 33 and 34 of *The Wills Act* - dated June 16, 1986

In its Report, the Commission recommends that section 34 of *The Wills Act* be amended. At present, where a testator makes a gift to his child, other descendant, sister or brother, and where that person dies before the testator leaving his own child or other descendant to survive him, then, where the testator did not express a different intention in his will, the

gift is distributed in the same way as if the beneficiary died without a will and without debts. This means that the beneficiary's surviving spouse usually inherits the entire gift, unless the gift is very large, in which case, the descendants of the deceased beneficiary may also receive a share. The Commission believes that the Act should provide a scheme of distribution which mirrors the probable wishes of the average testator. To determine what those wishes might be, we examined studies of probated wills and also conducted a small survey of probated wills in Manitoba. We ultimately recommended that section 34 be amended so that only the descendants of the beneficiary receive the gift intended for the deceased relative. This will not affect the testator's ability to provide for a different distribution in his will. We also recommended that the descendants benefitted by section 34 also include descendants of a deceased beneficiary who are conceived prior to the testator's death but not born until afterwards.

#68 - Report on Periodic Payment of Damages Awards - March 31, 1987

The Report is in response to a reference from the Attorney-General to inquire into and report on the advisability of permitting courts to award damages for personal injury and death in the form of periodic payments. At present, courts may award damages only in the form of lump sums. The Report concludes that the use of periodically-paid damages can, in appropriate circumstances, be beneficial. Such damage awards can be somewhat more accurate, less vulnerable to dissipation, and smaller and less expensive to satisfy. Accordingly, the Commission recommends that the courts be empowered to make such awards.

The Report then addresses several important issues concerning the implementation of a system permitting damages to be awarded in the form of periodic payments. For example, the Commission recommends that the decision to award periodic payments or a lump sum should be in the sole discretion of the court. An award of periodic payments should usually be conditional upon the posting of security satisfactory to the court which will assure the continued payment of all instalments due in the future. The periodic payments should also increase over time in order to take inflation into account. The commutation of periodic payments should be prohibited and their assignment and garnishment should be restricted.

Finally, the Commission recommends certain consequential amendments to other statutes such as *The Law of Property Act* and *The Judgment Interest and Discount Act*. Changes to the *Income Tax Act* (Canada) to entrench the tax advantages of periodically-paid damages are also recommended.

#69 - Report on Administrative Law: Part II: Judicial Review of Administrative Action - March 31, 1987

In our second Report on Administrative Law, the Commission examines the procedural and substantive aspects of judicial review as it pertains to administrative acts and decisions. After surveying the present system of judicial review, the Commission concludes that the law is in need of simplification and reform.

The Commission adopts three general guidelines in formulating its reform proposals: that judicial review should operate not only to protect individual rights and interests from unauthorized administrative interference but also more generally to ensure that public powers are exercised within their legal limits; that the law of judicial review should be designed to facilitate the determination of a case on its merits, unhampered by procedural technicalities and remedial distinctions; and that the experience and expertise developed by many administrative agencies require recognition in the judicial review process.

The Commission proposes the adoption of a Judicial Review Act under which the traditional methods of seeking relief are restructured into a new application for "an order upon review". A broad rule of *locus standi* is proposed, with the Court having the discretion to permit an applicant to institute review proceedings on the basis of the applicant's interest as a member of the public. It is suggested that the common law grounds of review form the basis upon which relief may be sought under the Act, with the grounds being codified in general comprehensive terms.

Where grounds for review have been established in relation to a reviewable administrative act or decision, the Commission recommends that the Court be empowered under the Act to make one or more orders which correspond to the forms of relief traditionally obtainable by way of certiorari, prohibition, mandamus, declaration and injunction. It is proposed that provision be made for the awarding of interim relief, and that relief in the nature of an interim declaratory order be made available against the Crown. As well, it is proposed that provision be made for the awarding of damages where such relief would have been available in an action commenced outside the Act.

The Commission recommends that proceedings under the Act be summary in nature, although the power of the Court to order a trial of issues is contemplated. In order to ensure that a case is not lost for procedural reasons, we suggest the adoption of a mechanism whereby proceedings mistakenly instituted under the Act may be continued by action or otherwise. Conversely, it is suggested that the Court be empowered to convert proceedings which should have been instituted under the Act into an application for an order upon review.

The Commission also examines the means by which courts at present exercise control over the decisions of domestic tribunals, such as consensual arbitrators and the disciplinary bodies of business associations and sporting clubs. For reasons discussed in the Report, the Commission concludes that it would be convenient to permit challenges to the decisions of such bodies to be brought under the proposed Act.

Earlier Reports

The Appendix to this Report lists all of the Reports issued by the Commission since its inception in 1970 and any original legislation or other

administrative action which has taken place implementing the recommendations in these Reports. During the last session of the Legislature, *The Judgment Interest and Discount Act* was enacted. Although it did not implement the method of calculation suggested in our Report, this statute does reflect the Legislature's agreement with the general principle of our recommendations. We understand that a family law package is also in the drafting stages and hopefully legislation will be introduced at the next session. This would, in all likelihood, implement recommendations contained in our reports on *The Dower Act*, *The Testators Family Maintenance Act*, *The Married Women's Property Act* and related matters and intestate succession.

Work in Progress

1. *The Bulk Sales Act* - project initiated by the Commission. A discussion paper has been prepared and will be circulated to interested members of the profession and industry. We will then evaluate the responses and report to the Attorney-General.

2. Personal Injury Compensation - project initiated by the Commission. During the past year, we completed our joint project with the Law Reform Commission of Canada on Accident and Illness Compensation. Extensive background papers were produced describing the existing federal and provincial (mainly Manitoba) schemes providing compensation to those disabled and to the dependants of those dying as a reult of accident and illness. A paper describing alternatives to these schemes was also prepared. The Commission is presently considering the future phases of this project and is contemplating the commencement of a major study of this subject.

3. Land Titles Registration System (Joint Project). The Alberta Institute of Law Research and Reform has recently revived this project under the direction of Prof. Thomas Mapp. Dean Trevor Anderson has agreed to continue as the Commission's representative on this project and he is joined from this province by Mr. M.M. Colquhoun, the Registrar General. Prof. Mapp is to prepare a draft report which will subsequently be circulated to the other jurisdictions participating in this project to obtain their comments. Assuming some consensus is reached on fundamental matters, each jurisdiction would then be open to alter the model to fit into its own legislative scheme.

4. *The Nuisance Act* - project initiated by the Commission. A background paper was prepared in the summer of 1986 for the Commission's consideration. The drafting of a final report has been deferred indefinitely, pending a decision concerning the Personal Injury Compensation project.

Future Programme

Several projects have been deferred in the past due to higher priority projects. Again this year, further delays will be encountered if we undertake the project of Personal Injury Compensation. These projects include minors' contracts, sterilization of minors and mentally disabled persons (although work is continuing in another jurisdiction on this topic since the decision in *Re Eve* by the Supreme Court of Canada), *The Replevin Act*, and many more. The Commission continues to add new topics to its agenda, with a view to pursuing them as and when resources permit.

Personnel

No law reform commission can aspire to make meaningful contributions to the laws and lives of the public it serves without a professional and dedicated staff. We are fortunate to have such a staff and wish to place on record our sincere appreciation of their high standards and tireless efforts.

We are pleased to report that, following a year of much turnover in our staff, relative stability has returned to our ranks. Jeffrey A. Schnoor, a practising lawyer in Winnipeg, joined us on June 1, 1986 as Director of Legal Research and he has already demonstrated that he will be a great asset to the Commission. Janice J. Tokar returned to us as a research officer in May, 1986, after a brief sojourn in Alberta and has since that time devoted herself to the completion of the *Report on Administrative Law, Part II*. The Report is a most extensive treatment of a difficult subject and we congratulate Janice both for the high quality of her work and for her endurance. Our research officer, Nancy E. Harwood, has been engaged in a review of *The Bulk Sales Act* and she has also provided much needed assistance in the completion of the Administrative Law and Periodic Payment of Damages projects. Iris C. Allen, our legal research officer engaged latterly on the Periodic Payment of Damages project, went on maternity leave in mid-February and we wish to congratulate her on the birth of a baby daughter.

Suzanne Pelletier, the Commission's Secretary, returned to full time employment in mid-April following surgery and continues to be a mainstay in our operations.

We were also fortunate in retaining the services of Elaine Orr on a half-time basis from October 1986 to assist with the word processing workload. She has now left us, but we thank her for her work during her brief stay with us. Twyla Fogg once again provided much needed assistance during Ms. Pelletier's vacation.

Since the mid-1970s, we have been fortunate in having two law students assigned to our Commission every summer through the provincial government's STEP programme. In view of our limited staff resources, these students make an important contribution to our productivity. Last summer, Anita Southall was employed almost exclusively on the many aspects of the Accident and Illness Compensation project and our other student, Keith Addison, assisted us by preparing a background paper on *The Nuisance Act* of Manitoba.

LIAISON WITH OTHER ORGANIZATIONS

The Commission continues to benefit enormously from its contacts with other organizations in Manitoba and elsewhere.

In May 1986, the Chairman took part in a seminar sponsored by the Law Reform Commission of Canada on the Future of Law Reform. This seminar commemorated the Law Reform Commission of Canada's 20th Anniversary. In August 1986, the Commission hosted the Law Reform Conference of Canada which was attended by representatives of the federal and provincial agencies. It was a most useful meeting and several issues of mutual interest were discussed. This meeting preceded that of the Uniform Law Conference, also held in Winnipeg. The Chairman, Prof. Edwards, and the Director of Legal Research, Mr. Schnoor, attended both Conferences. The Chairman also attended the Commonwealth Law Conference, held in Jamaica, which included a one-day meeting of Commonwealth Law Reform agencies.

In September, Mr. Schnoor conducted research at the University of North Dakota law library and also had the privilege of speaking to the class on the Canadian legal system. We wish to express our thanks for the assistance and hospitality of Professors James Carlson and William Thoms and look forward to expanded contact with our neighbours to the south.

The Commission was visited by several persons interested in our work. Among them were the Hon. Mr. Justice A.M. Linden, President of the Law Reform Commission of Canada; Mr. Arthur E. Close, Chairman of the British Columbia Law Reform Commission; Dr. Frank Sellers, Senior Medical Advisor, Health Services and Promotion Branch, Health and Welfare Canada; Ms. Julie Jai, Legal Counsel, Policy, Planning and Legal Services, Ontario Ministry of Financial Institutions; Prof. David J. Mullan, Faculty of Law, Queen's University; and Mr. Patrick Robardet, Administrative Law Project Director, Law Reform Commission of Canada.

ACKNOWLEDGMENTS

Our Annual Report provides us with an opportunity to thank the many groups and individuals who have assisted and contributed to our work during the past year. For example, we have been able to maintain a close relationship with the Manitoba judiciary. In October, Prof. Edwards, Mr. Schnoor and Ms. Tokar met with members of the Bench to discuss our project on judicial review of administrative action. It was a most productive meeting and it was agreed that similar meetings should be arranged in the future to discuss matters under consideration by the Commission and of mutual concern.

We continue to have wide consultations with the Bar and various interest groups and organizations in the community on several projects. In addition, Dean D. Trevor Anderson and the members of the Faculty of Law, University of Manitoba, have remained interested in and supportive of our work. Finally, we continue to enjoy good relations with and cooperation from members of the news media with regard to the many phases of our work. We wish to publicly thank all of these groups and individuals for their interest, comments and support.

We also wish to express our gratitude for the valuable assistance we have received from the staff of the E.K. Williams Library at the Faculty of Law, the Provincial Archives and Legislative Library, the Law Society's Great Library and the Attorney-General's library.

The Commission, wishes to express its thanks to the Honourable the Attorney-General Roland Penner, Q.C., for his continuing interest in our work.

Knox B. Foster, Commissioner

Lee Gibson, Commissioner

John C. Irvine, Commissioner

Gerald O. Jewers, Commissioner

APPENDIX A

REPORTS OF THE MANITOBA LAW REFORM COMMISSION

Subject		Date Submitted	Original legislation implementing the Commission's recommendations
#1	Jury Service for Registered Indians	April 7, 1971	An Act to Amend The Jury Act, S.M. 1971, cap. 32, Royal Assent July 27, 1971
#2	Summary Disposition of Builders' and Workmen's Liens	April 13, 1971	An Act to Amend The Builders and Workmen Act, S.M. 1976, cap. 22, Royal Assent June 3, 1976
#3	Disposition of Maintenance Judgments in Land Titles Offices	May 25, 1971	An Act to Amend The Judgments Act, S.M. 1972, cap. 4, Royal Assent May 9, 1972
#4	An Act Respecting Billiard and Pool Rooms proposed repeal	October 19, 1971	The Statute Law Amendment Act (1974), S.M. 1974, cap. 59, Royal Assent June 14, 1974 (sec. 8)
#5	Recommended Right of Mortgagors to Obtain Annual Statements	October 19, 1971	An Act to Amend The Mortgage Act, S.M. 1972, cap. 59, Royal Assent July 6, 1972
#6	Enactment of a Mineral Declaratory Act	December 20, 1971	The Sand and Gravel Act, S.M. 1972, cap. 34, Royal Assent July 6, 1972 An Act to Amend The Mines Act (sec. 11), S.M. 1972, cap. 70, Royal Assent July 20, 1972 An Act to Amend The Real Property Act (secs. 15 and 16), S.M. 1972, cap. 70, Royal Assent July 6, 1972
#7	Powers of Entry, Search and Seizure in The City of Winnipeg Act	January 24, 1972	An Act to Amend The City of Winnipeg Act (secs. 26, 37, 68, 69, 89 and in part sec. 38, 39 and 63), S.M. 1972, cap. 93, Royal Assent July 20, 1972 (secs. 8, 11, 23-26, 28-35, 38, 97 and 98) S.M. 1974, cap. 73, Royal Assent June 10, 1974

1A	Auto Engine Numbers in Sec 11 of "The Bills of Sale Act"	May 11, 1971	The Statute Law Amendment Act (sec. 3), S.M. 1972, cap. 81, Royal Assent July 20,1972
1B	(a) Prospect of Mortgagor's Relief from Provisions of Sec. 20(6) of "The Mortgage Act"	December 29, 1971	(change not recommended)
	(b) Right to have mortgage discharged upon payment in full after five years	December 19, 1971	An Act to Amend "The Real Property Act" (Sec. 103(1)), S.M. 1972, cap. 37, Royal Assent July 6, 1972
1C	Amending provisions as to costs in Part II of "The County Courts Act" to avoid inconsistency with intent of this new legislation	January 12, 1972	An Act to Amend The County Courts Act, S.M. 1972, cap. 38,Royal Assent July 6,1972
First Annual Report		March 13, 1972	(not applicable)
#8	Section 45 of the Offences Against the Person Act, 1861	July 27, 1972	An Act to Amend The Tortfeasors and Contributory Negligence Act, S.M. 1973, cap 13, Royal Assent May 25, 1973
#9	A Review of "The Privacy Act" with proposed amendments to the Criminal Code of Canada	September 11, 1972	(change not recommended)
#10	The Abolition of Interspousal Immunity in Tort	December 19, 1972	An Act to Amend The Married Women's Property Act, S.M. 1973, cap. 12; An Act to Amend The Tortfeasors and Contributory Negligence Act, S.M. 1973, cap. 13; An Act to Amend The Criminal Injuries Compensation Act, S.M. 1973, cap. 23, Royal Assent May 25, 1973
2A	Comments on draft Bill to Amend "The Jury Act"	April 21, 1972	An Act to Amend The Jury Act (in part), S.M. 1972, cap.56, Royal Assent July 11, 1972

2B	Relaxation of Limit of Number of Trustees under "The Trustee Act"	June 22, 1972	An Act to Amend The Trustee Act, S.M. 1972, cap. 60, Royal Assent July 11, 1972
2C	Uniformity of Definition of Age as between "The Age of Majority Act" (Man.) and the Criminal Code and the Interpretation Act (Can.)	August 14, 1972	(not applicable for provincial amendment)
2D	Automatic Attachment of Wages for Maintenance Orders	November 27, 1972	An Act to Amend The Garnishment Act, S.M. 1974, cap. 8, Royal Assent June 10, 1974
Second Annual Report		March 20, 1973	(not applicable)
#11	The Advisability of a Good Samaritan Law	March 8, 1973	(change not recommended)
#12	Sec. 110 of "The Real Property Act" - the immortal Manitoba mortgage	April 11, 1973	An Act to Amend The Real Property Act, S.M. 1974, cap. 44, Royal Assent June 10, 1974
#13	Pre-licensing Education for Real Estate Agents in Manitoba	December 3, 1973	An Act to Amend The Real Estate Brokers Act, S.M. 1975, cap. 23, Royal Assent June 19, 1975
#14	Special Enduring Powers of Attorney	January 8, 1974	The Powers of Attorney Act, S.M. 1980, cap. 4, Royal Assent July 9, 1980 (in part)
#15	Administration of Justice Part I - Control of Post-arrest/ pre-trial detention	February 26, 1974	Administration of the Public Safety Building in Winnipeg assumed by the Province of Manitoba, effective October 1, 1977; now called "The Winnipeg Remand Centre".
3A	Conferring of matrimonial jurisdiction upon a County Court Judge as a local Judge of The Queen's Bench within the Eastern Judicial District	March 30, 1973	An Act to Amend The Queen's Bench Act, S.M. 1978, cap. 28, Royal Assent July 20, 1978

3B	Correcting recent error in sec. 51 of "The Queen's Bench Act"	September 26, 1973	An Act to Amend The Queen's Bench Act, S.M. 1974, cap. 15, Royal Assent June 10, 1974
3C	Conferring jurisdiction to extend time for payment of fines upon provincial judges other than those who imposed such fines	October 16, 1973	(not applicable for provincial enactment)
3D	Up-dating index to Statutes of Manitoba	October 23, 1973	Indexing commenced
3E	Repeal of sec. 212 of "The Liquor Control Act"	December 19, 1973	Substantial acceptance under s. 16 of an Act to Amend The Liquor Control Act, S.M. 1974, cap. 63, Royal Assent June 14, 1974
Third	Annual Report	April, 1974	(not applicable)
#16	Definition of Death	May 6, 1974	An Act to Amend The Vital Statistics Act, S.M. 1975, cap. 5, Royal Assent June 19, 1975
#17	An International Form of Wills for Manitobans	May 6, 1974	An Act to Amend The Wills Act, S.M. 1975, cap. 5, Royal Assent June 19, 1975
#18	The Rule in Saunders v. Vautier	January 8, 1975	An Act to Amend the Trustee Act, S.M. 1982-83-84, c. 38 s.4, Royal Assent August 18, 1983
#19	The Administration of Justice in Manitoba Part II - Review of The Jury System	February 11, 1975	An Act to Amend The Jury Act (in part), S.M. 1977, cap. 18, Royal Assent June 18, 1977 "Trial by Jury" - pamphlet published by the Dept. of the Attorney-General
4A	Interprovincial Subpoenas	January 27, 1975	The Interprovincial Subpoena Act, S.M. 1975, cap. 3, Royal Assent June 19, 1975

4B	Enforcement of Custody Orders	January 27, 1975	The Extra-Provincial Custody Orders Enforcement Act, S.M. 1975, cap. 4, Royal Assent June 19, 1975
4C	Statutory Sums	February 11, 1975	Various amendments to Manitoba Statutes (in part)
Fourth Annual Report		April, 1975	(not applicable)
#20	Report on "The Highway Traffic Act"	June 16, 1975	An Act to Amend The Highway Traffic Act, S.M. 1977, cap. 34, Royal Assent June 18, 1977 (in part) An Act to Amend The Highway Traffic Act and The Tortfeasors and Contributory Negligence Act, S.M. 1980, cap. 19, Royal Assent July 9, 1980
#21	The Administration of Justice in Manitoba Part III - Consolidation of Extra-Provincial Judgment Enforcement	January 28, 1976	-
#22	Some Aspects of Fire Insurance Legislation in Manitoba	February 9, 1976	An Act to amend The Insurance Act, S.M. 1982, cap. 11, s.1, Royal Assent May 25, 1982, (in part)
#23	Family Law - Part I The Support Obligation	February 27, 1976	The Family Maintenance Act, S.M. 1978, cap. 25, Royal Assent July 20, 1978 (in part)
#24	Family Law - Part II Property Disposition	February 27, 1976	An Act to Amend The Gift Tax Act (Manitoba) and The Succession Duty Act (Manitoba), S.M. 1977, (2nd Session), cap. 2, Royal Assent December 12, 1977 The Marital Property Act, S.M. 1978, cap. 24, Royal Assent July 20, 1978 (in part)

			An Act to Amend various Acts relating to Marital Property, S.M. 1978, cap. 27, Royal Assent July 20, 1978 (in part) An Act to Amend The Wills Act, S.M. 1980, cap. 7, Royal Assent July 9, 1980
5A	Limitation of Actions for the taking away, conversion or detention of chattels	May 26, 1975	An Act to Amend The Fatal Accidents Act and Limitation of Actions Act, S.M. 1976, cap. 41, ss. 2, 3 and 4, Royal Assent June 11, 1976
Fifth Annual Report		March 29, 1976	(not applicable)
#25	The Case for a Provincial Bill of Rights	May 19, 1976	-
#26	Revision of Birth Certificates of Trans-sexual persons	September 13, 1976	The Vital Statistics Act, S.M. 1982-83-84, cap. 58, Royal Assent August 18, 1983
Sixth Annual Report		March 14, 1977	(not applicable)
7A	The Local Authorities Election Act	May 31, 1977	An Act to Amend The Local Authorities Election Act, S.M. 1980, cap. 48, Royal Assent July 29, 1980
Seventh Annual Report		March 1, 1978	(not applicable)
#27	Limitation of Actions: Time Extensions for Children, Disabled Persons and Others	January 8, 1979	An Act to Amend The Limitation of Actions Act, S.M. 1980, cap. 28, Royal Assent July 29, 1980
#28	Enforcement of Judgments Part I: Exemptions under The Garnishment Act	January 8, 1979	An Act to Amend The Garnishment Act, S.M. 1979, cap, 8, Royal Assent May 11, 1979
#29	Emergency Apprehension, Admissions and Rights of Patients under The Mental Health Act	February 12, 1979	An Act to Amend The Mental Health Act, S.M. 1980, cap. 62, Royal Assent July 29, 1980 (in part)

#30	Confidentiality of Adoption Records	February 12, 1979	An Act to Amend The Child Welfare Act, S.M. 1979, cap. 22, Royal Assent June 15, 1979 (Sec. 60) An Act to Amend The Child Welfare Act, S.M. 1980, cap. 41, Royal Assent July 29, 1980 Establishment of a "Post adoption registry"
8A	Sec. 5(1) of "The Social Allowances Act"	March 30, 1978	The Statute Law Amendment Act (1984), S.M. 1984, cap. 17, s. 29 (not yet proclaimed)
Eighth Annual Report		February 12, 1979	(not applicable)
#31	Political Financing and Election Expenses	August 13, 1979	The Elections Finances Act, S.M. 1980, cap. 68, Royal Assent July 29, 1980
#32	Mechanics' Liens Legislation	August 13, 1979	The Builders' Liens Act, S.M. 1980-81, cap. 7, Royal Assent May 26, 1981
#33	Enforcement of Revenue Statutes	August 13, 1979	The Charter Compliance Statute Amendment Act, S.M. 1985, cap. 50, Royal Assent July 11, 1985 (in part)
#34	Enforcement of Judgments Part III: Exemptions under The Executions Act	October 22, 1979	An Act to Amend The Executions Act, S.M. 1980, cap. 55, Royal Assent July 29, 1980
#35	Estate Claims for Loss of Expectation of Life	October 22, 1979	An Act to Amend The Fatal Accidents Act and The Trustee Act, S.M. 1980, cap. 5, Royal Assent July 9, 1980
#36	Improved Methods of Enforcing Support Orders Against Real Property	November 19, 1979	The Family Law Amendment Act, S.M. 1980, cap. 54, Royal Assent July 19, 1980 (in part)
#37	System of Voter Registration	November 26, 1979	The Elections Act, S.M. 1980, cap. 67, Royal Assent July 29, 1980

#38	The One Year Rule for Enforcement of Arrears in Maintenance	January 21, 1980	An Act to Amend The Family Maintenance Act and The Queen's Bench Act, S.M. 1980, cap. 21, Royal Assent July 9, 1980
9A	The Fire Departments Arbitration Act	April 17, 1979	An Act to Amend The Fire Departments Arbitration Act, S.M. 1980, cap. 27, Royal Assent July 29, 1980
9B	Section 7 of The Payment of Wages Act	August 15, 1979	An Act to Amend The Payment of Wages Act, S.M. 1980, cap. 57, Royal Assent July 29, 1980 (in part)
9C	The Seduction Act	October 22, 1979	An Act to Abolish Certain Actions Concerning Status of Individuals, S.M. 1982, cap. 10, Royal Assent May 25, 1982
9D	Section 9 of The Manitoba Evidence Act	November 6, 1979	An Act to Amend The Manitoba Evidence Act, S.M. 1980, cap. 26, Royal Assent July 19, 1980
9E	The Wills Act and Ademption	November 20, 1979	An Act to Amend The Wills Act, S.M. 1980, cap. 7, Royal Assent July 9, 1980
9F	The term "illegitimate"	December 4, 1979	(change not recommended)
Ninth	Annual Report	February 25, 1980	(not applicable)
#39	Controverted Elections	April 21, 1980	-
#40	Enforcement of Judgments under "The Judgments Act"	April 21, 1980	-
#41	The Statute of Frauds	August 11, 1980	An Act to repeal the Statute of Frauds, S.M. 1982-83-84, cap. 34, Royal Assent August 18, 1983
#42	Occupiers' Liability	August 11, 1980	The Occupiers' Liability Act, S.M. 1982-83-84, cap. 29, Royal Assent August 18, 1983; The Statute Law Amendment Act (1984), S.M.1984, cap. 17, s. 28, Royal Assent June 29, 1984

#43	The Wills Act and the Doctrine of Substantial Compliance	September 8, 1980	The Wills Act, S.M. 1982-83-84, cap. 31, Royal Assent August 18, 1983
#44	The General Register	September 22, 1980	-
#45	Simplified Mortgage	December 15, 1980	(legislative amendment not required)
10A	Municipal Assessment of Personal Property	February 26, 1980	(referred to Special Committee)
10B	The Marriage Settlement Act	October 9, 1980	The Statute Law Amendment Act, S.M. 1980-81, cap. 26, Royal Assent May 26, 1981 (sec. 22)
Tenth	Annual Report	February 16, 1981	(not applicable)
#46	Conflict of Interest of Municipal Councillors	January 4, 1982	The Municipal Conflict of Interest Act, S.M. 1982-83-84, cap. 44, Royal Assent August 18, 1983
#47	Prejudgment Compensation on Money Awards: Alternatives to Interest	January 4, 1982	The Judgment Interest and Discount Act, S.M. 1986, cap. 39, Royal Assent Sept. 10, 1986 (implemented in principle)
#48	Prescriptive Easements and Profits-a-prendre	January 18, 1982	-
#49	The Rules Against Accumulations and Perpetuities	February 12, 1982	The Perpetuities and Accumulations Act, S.M. 1982-83-84, cap. 43, Royal Assent August 18, 1983
#50	Investment Provisions under "The Trustee Act"	February 12, 1982	An Act to amend The Trustee Act, S.M. 1982-83-84, cap. 38, Royal Assent August 18, 1983
11A	Parents' Maintenance Legislation	March 3, 1981	-
11B	Provincial Offences Procedures	June 29, 1981	An Act to Amend The Summary Convictions Act, S.M. 1972, cap. 24, Royal Assent June 30, 1982
11C	"The Remembrance Day Act"	January 28, 1982	-

Eleventh Annual Report		February 14, 1982	(not applicable)
#51	"The Survivorship Act"	September 7, 1982	The Survivorship Act, S.M. 1982-83-84, cap. 28, Royal Assent August 18, 1983
#52	Structure of the Courts, Part I: Amalgamation of the Court of Queen's Bench and the County Courts of Manitoba	October 25, 1982	An Act to amend The Queen's Bench Act and to repeal The County Courts Act, The Surrogate Courts Act and The County Court Judges' Criminal Courts Act and to amend The Municipal Boundaries Act, S.M. 1982-83-84, cap. 82, Royal Assent August 18, 1983 The Court of Queen's Bench Small Claims Practices Act, S.M. 1982-83-84, cap. 83, Royal Assent August 18, 1983 The Court of Queen's Bench Surrogate Practice Act, S.M. 1982-83-84, cap. 84, Royal Assent August 18, 1983 An Act to amend Various Acts of the Legislature to facilitate the Reorganization and Expansion of the Court of Queen's Bench, S.M. 1982-83-84, cap. 85, Royal Assent August 18, 1983
#53	The Law of Domicile	December 1, 1982	The Domicile and Habitual Residence Act, S.M. 1982-83-84, cap. 80, Royal Assent August 18, 1983
#54	Certificates of Lis Pendens	February 1, 1983	-
#55	Structure of the Courts, Part II: The Adjudication of Smaller Claims	March 7, 1983	The Statute Law Amendment Act (1985), S.M. 1985, cap. 51, Royal Assent July 11, 1985 (in part)
Twelfth Annual Report		April 11, 1983	(not applicable)

#56	Medical Privilege	October 4, 1983	-
#57	Uniform Sale of Goods Act	November 1, 1983	-
Thirteenth Annual Report		April 2, 1984	(not applicable)
#58	Administrative Law; Part I: Procedures of Provincial Government Agencies	June 29, 1984	-
#59	Breach of Promise to Marry	October 1, 1984	-
#60	An Examination of "The Dower Act"	November 19, 1984	-
#61	Intestate Succession	March 25, 1985	-
14A	Jactitation of Marriage	October 5, 1984	-
Fourteenth Annual Report		April 2, 1985	(not applicable)
#62	Small Projects	October 7, 1985	-
#63	"The Testators Family Maintenance Act"	December 16, 1985	-
#64	"The Married Women's Property Act" and Related Matters	December 16, 1985	-
#65	Section 83 of "The Queen's Bench Act"	March 31, 1986	-
#66	"The Human Tissue Act"	March 31, 1986	-
#15A	Section 300 of "The Liquor Control Act"	June 17, 1985	-
Fifteenth Annual Report		May 6, 1986	(not applicable)
#67	Sections 33 and 34 of The Wills Act	June 16, 1986	-
#68	Periodic Payment of Damages	March 31, 1987	-
#69	Administrative Law, Part II: Judicial Review of Administrative Action	March 31, 1987	-